

First Regular Session 116th General Assembly (2009)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

SENATE ENROLLED ACT No. 164

AN ACT to amend the Indiana Code concerning motor vehicles.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 9-13-2-151.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 151.5. "Relevant market area", for purposes of IC 9-23-3, means the following:

(1) With respect to a

(A) ~~proposed new motor vehicle dealer in a county having a population of more than one hundred thousand (100,000); or~~
(B) ~~new motor vehicle dealer who plans to relocate the dealer's place of business in a county having a population of more than one hundred thousand (100,000),~~

the area within a radius of six (6) miles of the intended site of the ~~proposed or~~ relocated dealer. The six (6) mile distance shall be determined by measuring the distance between the nearest surveyed boundary of the existing new motor vehicle dealer's principal place of business and the nearest surveyed boundary line of the ~~proposed or~~ relocated new motor vehicle dealer's place of business.

(2) With respect to a:

(A) ~~proposed new motor vehicle dealer in a county having a population that is not more than one hundred thousand (100,000); dealer; or~~

(B) new motor vehicle dealer who plans to relocate the dealer's place of business in a county having a population

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that is not more than one hundred thousand (100,000);
the area within a radius of ten (10) miles of the intended site of
the proposed or relocated ~~dealer, or the county line, whichever~~
~~is closer to the intended site.~~ **dealer.** The ten (10) mile distance
shall be determined by measuring the distance between the
nearest surveyed boundary line of the existing new motor vehicle
dealer's principal place of business and the nearest surveyed
boundary line of the proposed or relocated new motor vehicle
dealer's principal place of business.

SECTION 2. An emergency is declared for this act.

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President of the Senate

President Pro Tempore

Speaker of the House of Representatives

Governor of the State of Indiana

Date: _____ Time: _____

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